

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Fourth Legislature

OF THE

STATE OF MAINE

1949

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Tuesday, March 1, 1949

The Senate was called to order by the President.

Prayer by the Reverend Ondon C. Stairs of Gardiner.

Journal of Friday, February 25, 1949 read and approved.

From the House

"Resolve in Favor of the City of Calais." (H. P. 1677) (L. D. 1015)

"Resolve in Favor of Monmouth Academy." (H. P. 1678) (L. D. 1016)

Which were severally referred to the Committee on Appropriations and Financial Affairs in concurrence.

"Resolve to Reimburse the Town of Milbridge for Fire Fighting Service During Forest Fires of 1947." (H. P. 1679) (L. D. 1017)

"Resolve to Reimburse the City of Bangor for Fire Fighting Service." (H. P. 1681) (L. D. 1027)

Which were severally referred to the Committee on Claims in concurrence.

"Resolve Providing for a Fish Screen at Outlet of Great Pond in Plantation No. 33, Hancock County." (H. P. 1695) (L. D. 1018)

Which was referred to the Committee on Inland Fisheries and Game in concurrence.

Bill "An Act to Authorize the Construction of a Wharf in Maranacook Lake at Winthrop." (H. P. 1629) (L. D. 982)

Bill "An Act Permitting the Building of a Wharf for Seaplane Landing at the Southerly End of Portage Lake." (H. P. 1696) (L. D. 1019)

Which were severally referred to the Committee on Interior Waters in concurrence.

Bill "An Act Relating to Licenses to Sell Real Estate of Surviving Husband or Wife." (H. P. 1630) (L. D. 983)

Bill "An Act to Amend the Charter of the Portland Water District Relative to Time of Filing Nomination Papers." (H. P. 1631) (L. D. 984)

Bill "An Act Relating to Temporary Judges for Municipal Courts." (H. P. 1632) (L. D. 985)

Bill "An Act Relating to Notice in the Small Claims Law." (H. P. 1633) (L. D. 986)

Bill "An Act Amending the Uniform Veterans' Guardianship Act." (H. P. 1634) (L. D. 987)

Bill "An Act Amending the Charter of the City of South Portland in Regard to Number of Names on Referendum Petitions." (H. P. 1635) (L. D. 988)

Bill "An Act to Establish the Brewer Municipal Court." (H. P. 1636) (L. D. 989)

Bill "An Act Relating to the Bangor Theological Seminary." (H. P. 1637) (L. D. 990)

"Resolve Proposing an Amendment to the Constitution Relating to Education." (H. P. 1697) (L. D. 1020)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to a Police Commissioner for the City of Waterville." (H. P. 1638) (L. D. 991)

Bill "An Act to Amend the Charter of the City of Waterville to Provide for the Appointment of One Full-time Assessor." (H. P. 1639) (L. D. 992)

Bill "An Act Relating to Board of Police of the City of Waterville." (H. P. 1640) (L. D. 993)

Bill "An Act to Establish an Airport Commission for the City of Waterville." (H. P. 1641) (L. D. 994)

Bill "An Act Amending the Charter of the City of Portland re Election of Members to City Council." (H. P. 1642) (L. D. 995)

Bill "An Act to Provide a Town Manager Form of Government for the Town of Bar Harbor." (H. P. 1644) (L. D. 999)

Bill "An Act Relating to Bond Issues of the City of Portland." (H. P. 1645) (L. D. 997)

Bill "An Act Relating to Participation of Employees of the City of Lewiston in a Contributory Employees' Retirement System." (H. P. 1646) (L. D. 938)

Bill "An Act to Grant a Council-Manager Form of Government to the City of Saco." (H. P. 1648) (L. D. 996)

Bill "An Act Relating to Annuities for Dependents of Members of Police and Fire Departments of the City of Portland." (H. P. 1698) (L. D. 1021)

Bill "An Act Relating to the Department of Electrical Appliances of the City of Portland." (H. P. 1699) (L. D. 1022)

Which were severally referred to the Committee on Legal Affairs in concurrence.

Bill "An Act Creating the Calais Utilities District." (H. P. 1703) (L. D. 1023)

Which was referred to the Committee on Public Utilities in concurrence.

Bill "An Act Relating to Salary and Bond of Recorder of the Rockland Municipal Court." (H. P. 1704) (L. D. 1024)

Bill "An Act Relating to Salaries of Judge and Recorder of the Rumford Falls Municipal Court." (H. P. 1705) (L. D. 1025)

Which were severally referred to the Committee on Salaries and Fees in concurrence.

Bill "An Act Regulating the Digging of Clams in the Town of Southport, Lincoln County." (H. P. 1706) (L. D. 1026)

Which was referred to the Committee on Sea and Shore Fisheries in concurrence.

"Resolve in Favor of Atlantic Sea Run Salmon Commission." (S. P. 322) (L. D. 939)

(In Senate on February 23rd referred to the Committee on Sea and Shore Fisheries.)

Comes from the House, referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

In the Senate, on motion by Mr. Larrabee of Sagadahoc, the Senate voted to recede from its former action taken on February 23 and refer the resolve to the Committee on Appropriations and Financial Affairs in concurrence.

"Resolve in Favor of the Town of Brownfield." (S. P. 496)

(In Senate on February 24th referred to the Committee on Ways and Bridges.)

Comes from the House referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

In the Senate, on motion by Mr. Cobb of Oxford, tabled pending consideration.

Bill "An Act Relating to Motor Vehicle Registration for Amputee Veterans." (H. P. 841) (L. D. 336)

(In Senate, on February 23rd, passed to be engrossed in concurrence.)

Comes from the House, that body having reconsidered engrossing; House Amendment "A" adopted, and House Amendment "A" to House Amendment "A" adopted, and the bill passed to be engrossed, as amended by House Amendment "A" as amended by House Amendment "A" thereto, in non concurrence.

In the Senate, on motion by Mr. Slocum of Cumberland, the Senate voted to recede from its action taken on February 23; House Amendment A to House Amendment A was read and adopted in concurrence, House Amendment A was read and adopted in concurrence, and the bill as amended by House Amendment A as amended by House Amendment A thereto, was passed to be engrossed in concurrence.

The PRESIDENT: At this time, the Chair is pleased to note the presence in the Senate of a class in science from the Junior High School in Anson. We wish to assure you that you are very welcome and hope you will take something back with you of interest to your science class.

House Committee Reports

The Committee on Appropriations and Financial Affairs on Bill "An Act Appropriating Moneys for State General Relief," (H. P. 1111) (L. D. 537) reported that the same ought to pass.

The Committee on Education on Bill "An Act Increasing the Number of Trustees for the Maine Maritime Academy," (H. P. 11) (L. D. 2) reported that the same ought to pass.

The Committee on Judiciary on Bill "An Act Relating to Retirement Fund of State Employees in Armed Forces," (H. P. 584) (L. D. 189) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Issuing of Licenses for the Carrying of Concealed Weapons," (H. P. 832) (L. D. 317) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Certificates of Marriage," (H. P. 835) (L. D. 319) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Reemployment Rights of State Employees in Armed Forces," (H. P. 585) (L. D. 190) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Vital Statistics," (H. P. 836) (L. D. 320) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to the County Law Library of Piscataquis County," (H. P. 920) (L. D. 372) reported that the same ought to pass.

The Committee on Welfare on Bill "An Act Relating to Aid to Dependent Children," (H. P. 697) (L. D. 222) reported that the same ought to pass.

Which reports were severally read and accepted in concurrence, the bills read once and tomorrow assigned for second reading.

The Committee on Judiciary on Bill "An Act Granting Powers to Portland University," (H. P. 479) (L. D. 154) reported that the same ought to pass as amended by Committee Amendment "A"

The same Committee on Bill "An Act Relating to the Collection, payment and Dishonor of Demand Items by Banks and the Revocation of Credit For, and Payment of, Such Items," (H. P. 834) (L. D. 333) reported that the same ought to pass as amended by Committee Amendment "A"

The Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Monroe School District," (H. P. 1256) (L. D. 561) reported that the same ought to pass as amended by Committee "A".

The same Committee on Bill "An Act to Incorporate the Town of Whitefield School District," (H. P. 1173) (L. D. 629) reported that the same ought to pass as amended by Committee Amendment "A"

Which reports were severally read and accepted in concurrence, and the bills read once; Committee Amendments "A" were severally read and adopted in concurrence and the bills as amended tomorrow assigned for second reading.

Referred to Committees

The following bills were received and on recommendation by the Committee on Reference of Bills, were referred to the following committees:

Judiciary

Mr. Cobb of Oxford presented Bill "An Act Creating a Public Safety Council, Emergency." (S. P. 538)

Mr. Hopkins of Kennebec presented Bill "An Act Eliminating Special Primary Elections in Certain Cases." (S. P. 539)

Which were severally referred to the Committee on Judiciary,

(Each ordered printed.)

Sent down for concurrence.

Mr. Slocum of Cumberland presented, by request Bill "An Act to Reduce Hunting Fatalities and Firearm Accidents in the Woods and Fields of Maine." (S. P. 540)

(On motion by Mr. Bowker of Cumberland, tabled pending reference to a committee.)

Temperance

Mr. Baker of Kennebec presented, by request, Bill "An Act Relating to Wholesale Sale of Spirituous and Vinous Liquor." (S. P. 541)

(Ordered printed.)

Sent down for concurrence.

Senate Committee Reports

Mr. Ela from the Committee on Inland Fisheries and Game on "Resolve Appropriating Money to Improve the Approach to the Fish Way at Aroostook Falls," (S. P. 348) (L. D. 574) reported that the same ought to pass.

Mr. Bowker from the same Committee on "Resolve Closing Mantle Lake in the City of Presque Isle, Aroostook County, to all Fishing by Persons Over 17 Years of Age," (S. P. 281) (L. D. 453) reported that the same ought to pass.

Which reports were severally read and accepted, the resolves read once, and tomorrow assigned for second reading.

Senate Committee Report

Mr. Smart from the Committee on Inland Fisheries and Game on Bill "An Act Relative to Closed Season on Pheasant in the County of Aroostook," (S. P. 272) (L. D. 445) reported that the same ought to pass.

Which report was read and accepted, the bill read once and tomorrow assigned for second reading.

Passed to be Engrossed

"Resolve Extending the Open Season on Gull Pond." (H. P. 572) (L. D. 927)

"Resolve Regulating Fishing in Gay Brook in the County of Cumberland." (H. P. 653) (L. D. 928)

Bill "An Act Relating to Investments of Savings Banks." (H. P. 726) (L. D. 305)

Bill "An Act Relating to Destruction of Old Bank Records." (H. P. 813) (L. D. 310)

Bill "An Act Relating to Time of Lighting on Snow Removal or Sanding Equipment." (H. P. 928) (L. D. 378)

Bill "An Act Relating to Motor Driven Cycles." (H. P. 931) (L. D. 380)

Bill "An Act Relating to Equipment in Official Inspection Garages." (H. P. 932) (L. D. 381)

Bill "An Act Relating to Use of Identification Number in Motor Vehicle Registration." (H. P. 930) (L. D. 379)

Bill "An Act Relating to Retirement Pensions for Police and Fire Departments of the City of Portland." (H. P. 999) (L. D. 430)

Bill "An Act Relating to Insurance for Motor Vehicles Carrying Passengers for Hire." (H. P. 1001) (L. D. 432)

Bill "An Act to Create the Town of Windsor School District." (H. P. 1675) (L. D. 929)

Bill "An Act to Incorporate the Town of Shapleigh School District." (H. P. 1676) (L. D. 930)

Which bills and resolves were severally read a second time and passed to be engrossed in concurrence.

Bill "An Act Relating to Fees of Deputy Sheriffs." (S. P. 121) (L. D. 142)

Bill "An Act to Construct a Bridge Between Milford and Indian Island." (S. P. 127) (L. D. 191)

Bill "An Act Relating to Compensation for State Board of Arbitration and Conciliation." (S. P. 193) (L. D. 246)

Bill "An Act Relating to Analysis of Water." (S. P. 236) (L. D. 350)

Bill "An Act Relating to Cremation of Old State Bonds." (S. P. 274) (L. D. 447)

Bill "An Act Relating to Ricker Classical Institute and Junior College." (S. P. 282) (L. D. 454)

Bill "An Act Relating to Duties of the Chief Justice of the Supreme Judicial Court in the Event of His Disability." (S. P. 309) (L. D. 502)

Bill "An Act Relating to the Maine State Prison." (S. P. 352) (L. D. 577)

Which were severally read a second time and passed to be engrossed. Sent down for concurrence.

Bill "An Act Relating to Court Stenographers." (S. P. 147) (L. D. 203)

Which was read a second time and passed to be engrossed as amended.

Sent down for concurrence.

Order

(Out of Order)

On motion by Mr. Ela of Somerset it was

ORDERED, that the Reverend Charles L. Kinney of Skowhegan be invited to officiate as Chaplain of the Senate on the morning of March 8, 1949.

Orders of the Day

On motion by Mr. Slocum of Cumberland, the Senate voted to take from the table Bill, An Act Establishing a State-wide Probation System (S. P. 533) tabled by that Senator on February 25th pending reference; and on further motion by the same Senator the bill was referred to the Committee on Judiciary and ordered printed.

Sent down for concurrence.

On motion by Mr. Slocum of Cumberland, the Senate voted to take from the table Bill, An Act Relating to Labels on Bottle of Liquor (S. P. 532) tabled by that Senator on February 25th pending reference.

Mr. SLOCUM: Mr. President, the Committee on Reference of Bills

suggested this bill be referred to the Committee on Temperance. I have discussed the matter with the chairman of the Committee on Temperance and the chairman of the Committee on Public Health and members of the Committee on Reference of Bills. This bill is merely an amendment to the public health law to require labeling of bottles containing liquor; and I move, Mr. President, that this bill be referred to the Committee on Public Health and ordered printed.

The motion prevailed and the bill was referred to the Committee on Public Health and ordered printed.

Sent down for concurrence.

On motion by Mr. Brewer of Aroostook, the Senate voted to take from the table Bill, An Act Relating to Itinerant Venders (H. P. 1652) (L. D. 960), tabled by that Senator on February 25th pending reference; and on further motion by the same Senator the bill was referred to the Committee on Legal Affairs in concurrence.

On motion by Mr. Slocum of Cumberland, Bill, An Act Establishing a State-wide Probation System (S. P. 533) was laid upon the table pending consideration.

On motion by Mr. Cobb of Oxford Adjourned until tomorrow morning at ten o'clock.